

Office of the Public
Information Officer &
Dy. Commissioner of Income-tax
14th Floor, E-2 Block,
Pratyakshkar Bhawan,
Dr. Shayma Prasad Mukharjee Civic Centre,
Jawahar Lal Nehru Marg,
New Delhi

Dated: 7.1.2013

To

Shri Anil Bairwal,
Association for Democratic Reforms,
Table No. 4,
B – 1/6, Hauz Khas,
New Delhi – 110 016.

Sir,

Subject: Application for information under of the Right to Information Act, 2005 – Order u/s 7(1) of the RTI Act – reg.

Please refer to your application dated 6.12.2012 received on 17.12.2012 u/s 6(3) of the RTI Act, requesting therein to provide details about filing of IT returns for the last eight assessment years in r/o Smt. Maneka Gandhi, Member of Parliament and also requesting to provide copies of Income Tax returns & assessment orders of the same. As the information requested by the applicant does not belong to him, it comes under the purview of Third Party information.

2. As per Section 11 of the RTI Act, a notice dated 18.12.2012 was sent to Smt. Maneka Gandhi for her submissions regarding the disclosure of information. In reply to the above notice, Smt. Maneka Gandhi has objected for disclosure of any information as asked for by the applicant in view of the same being personal in nature and also provided to the Income Tax Department in fiduciary capacity. She has also placed reliance upon the recent decision of the Supreme Court in the case of Girish Ramchandra Deshpande Vs. CIC, SLP (Civil) No. 27734 of 2012 dated 3.10.2012.

3. After considering the submission and also in view of the decision of the Hon'ble Apex Court, it is held that the requisite information cannot be provided to you as the same comes under the purview of section 8(1)(d), 8(1)(e) & 8(1)(j) of the Right to Information Act, 2005.

4. In case you are not satisfied with the above order passed by the under signed, you may file appeal before the first appellate authority, who in your case is Joint Commissioner of Income-tax, Range-31, New Delhi.

Yours sincerely,

(B. K. Singh)

Public information Officer &
DCIT, Circle 31(1), New Delhi

(बी. के. सिंह)
उप आयकर आयुक्त
वृत्त-31(1), 14वां तल, ब्लॉक ई-2,
प्रत्यक्ष कर भवन, सिविक सेन्टर,
जे. एल. नेहरू मार्ग, नई दिल्ली-2